

1744
JFW

In re Application of:

Docket No. 01204.000005.2

ALEXANDER W. CLARK ET AL.

Application No.: 10/056,028

Examiner: D. Redding

Filed: January 28, 2002

Group Art Unit: 1744

For: . AUTOMATED MICROBIOLOGICAL TESTING
APPARATUS AND METHOD THEREFOR

Date: November 15, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

☐ No additional fee is required.

The fee has been calculated as shown below

CLAIMS AS AMENDED						
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL CLAIMS	* 15	MINUS	** 20	= 0	x \$9 \$18	\$0.00
INDEP. CLAIMS	* 9	MINUS	*** 7	= 2	x \$43 \$88	\$176.00
Fee for Multiple Dependent claims \$150°/\$300						
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT---						\$176.00

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

☒ A check in the amount of \$176.00 is enclosed.

☐ Charge \$_____ to Deposit Account No. 06-1205. A duplicate copy of this sheet is enclosed.

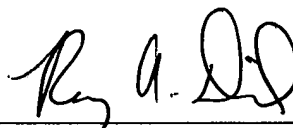
☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 and 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205. A duplicate copy of this paper is enclosed.

☒ A check in the amount of \$110.00 to cover the fee for a one-month extension is enclosed.

☐ A check in the amount of \$_____ to cover the Information Disclosure Statement fee is enclosed.

☒ Applicants' undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

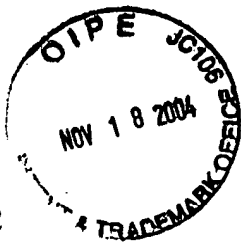


Raymond A. DiPerna
Attorney for Applicants
Registration No. 44,063

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

Form #120

NY_MAIN 464426v1



01204.000005.2

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
: Examiner: D. Redding
ALEXANDER W. CLARK ET AL.)
: Group Art Unit: 1744
Appln. No.: 10/056,028)
:
Filed: January 28, 2002)
:
For: AUTOMATED)
MICROBIOLOGICAL TESTING :
APPARATUS AND METHOD)
THEREFOR : November 15, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT
AND
PETITION FOR EXTENSION OF TIME

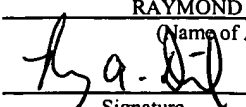
Sir:

In response to the Office Action mailed on July 15, 2004, Applicants
petition to extend the time for response to November 15, 2004. A check in the amount of
\$110.00 in payment of the extension fee is enclosed. Please charge any additional fee and
credit any overpayment to our Deposit Account 06-1205.

11/19/2004 EAREGAY1 00000043 10056028

01 FC:1201 176.00 OP
02 FC:1251 110.00 OP

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first-class mail in an envelope addressed
to: Commissioner for Patents, Washington, D.C. 20231 on
November 15, 2004
(Date of Deposit)

RAYMOND A. DIPERNA (Reg. No. 44,063)
(Name of Attorney for Applicant)

Signature
November 15, 2004
Date of Signature

In response to that Office Action, please amend the above-identified application as follows. The specification changes are at page 3, the claims changes are reflected in the listing that begins at page 4, and the Remarks begin at page 12: